IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.27174 of 1995

Between:

Goka Jeevan Reddy S/o. Laxma Reddy
R/o. Ruyadi, presently R/o at Adilabad
Adilabad Dist.

..... PETITIONER

AND

1 The State of A.P. rep. by its Secretary to Govt., Agriculture and

Co-operation (Mktg-I) Dept., Secretariat Hyderabad
2 The Director of Marketing, Govt. of A.P.,
B.R.K.R. Buildings, Tankbund Road,
Hyderabad.
3 The Agricultural Market Committee, Adilabad, rep. by its

Secretary/person-in-charge,
Adilabad District, ADILABAD, A.P.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction preferably in the nature of Writ of Mandamus declaring the G.O.Ms.No.190 Agriculture & Co-operation (Mktg-I) Dept., dt: 6/4/1994 imposing the condition on the Commission Agent to deposit a sum of Rs.20,000/- as Security Deposit by the 1st respondent herein as arbitrary, illegal, and violative of Article 14 of the Constitution of India.

Counsel for the Petitioner: MR.M.RAJA VARA PRASAD

Counsel for the Respondents: GP FOR AGRICULTURE

The Court made the following :

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ORDER:

This writ petition is filed, seeking to declare that the G.O.Ms.No.190, Agriculture and Co-operation (Mktg.I) Department, dated 06.04.1994, imposing conditions on the commission agents to deposit a sum of Rs.20,000/- as security deposit, is illegal and violative of Article 14 of the Constitution of India.

It is submitted by the learned Government Pleader for Agriculture and admitted to by the learned counsel for the petitioner that the subject matter of this writ petition is squarely covered by the judgment of this court (W.P.No.9066 of 1994, dated 18.03.1996) in **Bhavani Commission and General Merchant v. State of A.P.**[1], wherein this Court elaborately considered the matter and dismissed the writ petition.

In the circumstances, following the above judgment, this Writ Petition is also dismissed for the same and similar reasons. No costs.

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(N.V. RAMANA, J)

Date: 07.10.2004

Nsr

To

1 The Secretary to Govt., Agriculture and

Co-operation (Mktg-I) Dept., State of A.P., Secretariat, Hyderabad
2 The Director of Marketing, Govt. of A.P.,
B.R.K.R. Buildings, Tankbund Road,
Hyderabad.
3 The Secretary/person-in-charge,
Agricultural Market Committee, Adilabad,

Adilabad District,

4. Two CCs to G.P. for Agriculture, High Court of A.P., Hyderabad (OUT) 5. Two CD copies.